

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

GRACE ESTABROOK, <i>et al.</i> ,)	
)	Case No. 1:25-cv-10281-WGY
Plaintiffs,)	
)	DEFENDANT NATIONAL
v.)	COLLEGIATE ATHLETIC
)	ASSOCIATION'S MOTION TO
THE IVY LEAGUE COUNCIL OF)	DISMISS
PRESIDENTS, <i>et al.</i> ,)	
)	
Defendants.)	

The National Collegiate Athletic Association (NCAA) moves to dismiss Plaintiffs' Complaint on three grounds as set forth in the separate memorandum filed by the NCAA in support of this Motion. First, the claims against the NCAA should be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(6) because Plaintiffs have not stated a valid claim for relief. They have not alleged sufficient facts to demonstrate that the NCAA is subject to Title IX. Second, the claims asserted by Plaintiff Grace Estabrook should be dismissed pursuant to Federal Rule of Civil Procedure 12(b)(1) based on her lack of standing. Third, pursuant to the first-to-file doctrine, the Court may, in its discretion, stay this action in favor of a first-filed action pending in the Northern District of Georgia.

REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(d), the NCAA respectfully requests oral argument in connection with this Motion to Dismiss. The motion raises significant and dispositive questions. Oral argument will allow the parties to address this issue fully and to respond to any questions the Court may have.

Respectfully submitted this 21st day of April 2025.

/s/ Cari K. Dawson

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Association*

CERTIFICATION PURSUANT TO L.R. 7.1(a)(2)

I, Christopher C. Marquardt, counsel for the NCAA, hereby certify that, in accordance with Local Rule 7.1(a)(2), counsel for the parties have conferred and have attempted in good faith to resolve or narrow the issues subject to this Motion. Plaintiffs' counsel stated that Plaintiffs oppose this Motion.

Dated: April 21, 2025

/s/ Christopher C. Marquardt
Christopher C. Marquardt

CERTIFICATE OF SERVICE

I hereby certify that on April 21, 2025, this document, filed through the CM/ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants.

Dated: April 21, 2025

/s/ Cari K. Dawson

Cari K. Dawson